

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
FORT MYERS DIVISION

JOHN DOE and JANE DOE, 1-4

Plaintiffs,

v.

Case No: 2:14-cv-206-FtM-38DNF

C&C AGRICULTURAL FARMS, LLC,
ERNESTO RUBEN CORDERO, JR. ,
CARLOS RODRIGUEZ and REYES
TAPIA-ORTIZ,

Defendants.

ORDER¹

This matter comes before the Court upon review of the file. On April 10, 2014, this case was filed in the United States District Court, Middle District of Florida, and designated as a labor case under the Fair Labor Standards Act (FLSA). Accordingly, a FLSA Scheduling Order was issued outlining the appropriate case procedure. However, based upon the Counts alleged in the Complaint, the case should not be treated solely as an FLSA matter. As such, the entry of the FLSA Scheduling Order is not appropriate in this case and shall be vacated. The case will proceed as a Track 2 case in accordance with the guidelines established in M.D. Fla. Local Rule 3.05. The Track 2 notice previously issued remains in effect.


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Accordingly, it is now

ORDERED:

- 1) The FLSA Scheduling Order issued on April 30, 2014 is hereby **VACATED**.
- 2) The matter is designated as a track 2 case and is subject to the guidelines established in the M.D. Fla. Local Rule 3.05(c)(2)(B). Accordingly, the parties shall file a Case Management Report on or before **July 3, 2014**.
- 3) A Preliminary Pretrial Conference shall be scheduled for **August 11, 2014 at 2:30 P.M.**
- 4) Counsel is permitted to appear by telephone for the Case Management Conference and for the Preliminary Pretrial Conference to be held on **August 11, 2014**. Counsel will need to contact Leslie Friedmann, Courtroom Deputy, 239-461-2068, to obtain instructions regarding telephonic appearance at the Preliminary Pretrial Conference.

DONE and **ORDERED** in Fort Myers, Florida this 20th day of June, 2014.


SHERI POLSTER CHAPPELL
UNITED STATES DISTRICT JUDGE

Copies: All Parties of Record